

Date: February 12, 2015
Time: 6:00 p.m.
Place: Willard City Hall, 80 W 50 S, Willard, UT 84340
Attendance: Mayor Kenneth Braegger, Council members Robert Beebe, Del Fredde, Michelle Mund, Mike Crossley and Josh Braegger, Recorder Teri Fellenz, City Planner Bryce Wheelwright

Excused:

Others: (see attached for others)

1. Call to Order

- a. Invocation
- b. Pledge of Allegiance

2. Open Comment Period (Individuals have three minutes for open comments. If required, items may be referred to department heads for resolution. Items requiring action by the City Council will be placed on the agenda for a future meeting.)

Jean Loveland – 105 S 100 E – Stated as a citizen she would like to make a comment about the next item on the agenda in regards to requiring South Willard to hook to the Willard City water system. Jean said it does not take a rocket scientist to look at that and say if we sign a letter saying that all residents of South Willard will connect to the Willard water system, then you open yourself up to a large lawsuit the minute someone comes in for an annexation and then to develop and you can't provide them water. She stated that is her concern as a citizen. Mayor Braegger stated he thinks they all agree with her.

3. Business

- a. Ryan Tingey - Letter of intent for South Willard Water – Request for approval. (This item is a continuation of the letter requested by Former Commissioner Ryan Tingey requiring all residents in South Willard to connect to the Willard City water system if an annexation is approved.) Ryan Tingey was present and stated he would make the decision easy and formally pulled the request for the letter.
- b. Planning Commission

1) Project Reports- City Planner Bryce Wheelwright requested the City Council set a date for a work session with the Planning Commission to go over the proposed General Plan amendments. The dates were discussed and March 12th at 5:00 p.m. was selected as the date and time preferred by the Council members.

Bryce then reported Joel Murray had submitted a request for a conditional use permit for a staging area for his gravel pit along Highway 89. He is also looking at placing a rock crusher to prepare the material and in order to put it where he wants the area would need to be excavated creating a gravel pit. Willard ordinances do not allow gravel pits within city limits. Bryce stated Joel Murray is looking requesting a zone change to commercial general. After the material is excavated he has presented information about a sports complex. Bryce stated after the material is excavated the ground would be a prime commercial area. A brief discussion as held regarding the parcel Joel de-annexed from the city for the gravel pit and that a conditional use permit was issued for the road to get to the gravel pit based on specific plans presented. Mayor Braegger explained if the plans have changed, he will need to have them approved.

Bryce then stated he was working with the County about grading the 200 West Trail project. A discussion was held on fill material and Ryan Tingey stated the County has a gravel pit in Tremonton area they operate and they may be willing to donate material.

Public Hearing: to take public comment on proposed changes to the 2014-15 Fiscal Year Budget to increase the Water Fund capital expenditures \$75,000 for the 100 N Waterline Replacement project. Mayor Braegger opened the public hearing. It was explained the increase was for the Waterline project and cash on hand would be spent on the project not borrowing from the Capital Projects fund as originally suggested. No public comment was received

Council member Mund made a motion to close the public hearing, seconded by Council member Crossley. The motion carried and the Public Hearing closed at 6:12 p.m.

**Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes**

**Council member Braegger – yes
Council member Mund – yes**

c. Consideration of Resolution 2015-04 - Approving the increasing in the Capital Expenditures in the Water fund to complete the 100 N Waterline Replacement Project.

Council member Mund made a motion to approve Resolution 2015-4, seconded by Council member Beebe. The motion carried with the following vote:

**Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes**

**Council member Braegger – yes
Council member Mund – yes**

d. Final review of bids and contract award for the 100 N Waterline Project. A brief discussion was held on the bids received. City Recorder Teri Fellenz explained the low bid was reviewed by the Chris Breinolt the City Engineer and the bid is complete, but there will most likely be some change orders due to some conditions that will not be known until they dig up the lines. Mayor Braegger explained they don't know exactly how close to the tank they will need to replace the lines. Council member Braegger explained they also have discussed there may be a 4" line put in the trench to be able to use for irrigation of the proposed park area to be developed with the Willard Bay Settlement Grant. A brief discussion was held.

Council member Beebe made a motion to award the project to AAA construction. The motion was seconded by Council member Fredde and the motion carried.

**Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes**

**Council member Braegger – yes
Council member Mund – yes**

e. Financial - The vouchers and warrants were presented to the Council for approval. The reports were individually reviewed.

- 1) Warrants
- 2) Vouchers
- 3) Reports

f. Approval of minutes: The minutes of the January 29, 2015, meeting were individually reviewed.

Council member Fredde made a motion to approve the minutes as written, seconded by Council member Braegger. The motion carried.

4. Department Reports

a. Maintenance Department

1) Approval of emergency expenditure of \$694.50 for backhoe repair. Council member Beebe explained the backhoe lander barrel was bent. They were able to salvage the barrel and rebuilt it, saving a substantial amount.

Council member Beebe made a motion to approve the expenditure, seconded by Council member Fredde. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes***

***Council member Braegger – yes
Council member Mund – yes***

b. Police Department – Council member Crossley stated he would like to officially recognize Chief Jean Loveland for the great job in the delivery of the baby on I-15. Chief Loveland stated it was a joint effort and everyone involved did an awesome job. Council member Crossley thanked her from the Council for the great work. Mayor Braegger added he appreciates what is happening with the Police Department and the coverage the city is receiving from the officers. He thanked her for the great job she is doing.

c. Fire Department

Council member Crossley made a motion to go into an executive session to discuss pending litigation. The motion was seconded by Council member Beebe and the motion carried.

***Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes***

***Council member Braegger – yes
Council member Mund – yes***

Mayor Braegger, Council members, and the City Recorder adjourned to the main office at 6:19 p.m. for the closed session.

Council member Crossley made a motion to resume the regular meeting, seconded by Council member Mund. The vote was unanimous and the meeting reconvened at 6:26 p.m.

5. Council members

- a. Robert Beebe
- b. Mike Crossley
- c. Del Fredde-

1) Review and approval to send out a letter to residents that sewer tie sheets have not been received- Council member Fredde stated he feels a letter needs to be sent out to see who has not yet hooked into the system. A draft has been written up and will be sent to the members for review.

2) Report on progress of discussions with the Division of Water Quality on Sewer Fund. – Council member Fredde presented the attached sheets of proposed refinancing of the Sewer Bond with the Division of Water Quality. He asked the Council members to review them and they will discuss it during the next meeting.

* 3) Request for emergency expenditure of approximately \$1400 for repair/service

of lift station generator. – Council member Fredde explained there were some emergency repairs to the lift station generator. The amount is not to exceed \$1400.

Council member Mund made a motion to approve \$1400 for the repair of the generator, seconded by Council member Beebe. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes
Council member Fredde – yes***

***Council member Braegger – yes
Council member Mund – yes***

d. Josh Braegger – Council member Braegger reported he, Council member Fredde, Bryce Wheelwright, and Doug Thompson from the Public Works Department met on the Willard Bay Settlement Grant – Dike project to put together ideas. They will have monthly meetings and Chris Breinolt, City Engineer will have a final drawing of the project in a month.

e. Michelle Mund

6. Mayor's General Correspondence and Information

Police Chief Jean Loveland asked if she could add some information. She stated she will be hiring a new Part-time officer, Mickie Austin, to help get evidence area in order. Jean stated she appreciates the assistance she has received from the Box Elder County Sheriff's office.

7. Adjourn: A motion was made by Council member Fredde to adjourn, seconded by Council member Braegger, motion carried. The meeting adjourned at 6:32 p.m.

Minutes were read individually and approved on February 12, 2014